



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENTEE: Keshner, et al.
SERIAL NO.: 10/618,478
FILED: 07-11-2003
PATENT NO.: 7,264,849

DOCKET NO: 6341P3071
EXAMINER: Chen, Bret P.
ART UNIT: 1762
ISSUED DATE: 09-04-2007

RECEIVED

FEB 21 2008

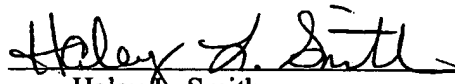
OFFICE OF PETITIONS

TITLE: ROLL-VORTEX PLASMA CHEMICAL VAPOR DEPOSITION SYSTEM

Mail Stop: Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Weiss &, Moy, P.C.
4204 N. Brown Avenue
Scottsdale, AZ 85251-3989

I hereby certify that on the 14 day of February, 2008, this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop: Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Haley D. Smith

PETITION UNDER 37 CFR 1.28(c) REQUESTING CORRECTION OF ERROR IN
SMALL ENTITY STATUS

Dear Sir:

Pursuant to 37 CFR 1.28(c), Petitioner hereby requests correction in small entity status for the above-identified application. Small entity status was established in good faith and small entity fees paid in good faith, but such status as a small entity was established in error.

Petitioner hereby complies with the separate submission and itemization requirements of 37 CFR 1.28(c)(1) and (c)(2) as follows for each particular fee

previously paid in error:

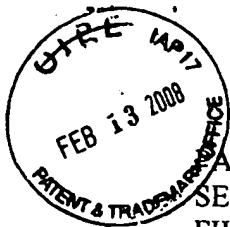
Adjustment date: 05/22/2008 CKHLOK
02/20/2008 DALLIN 00000016 10618478
01 FC:1461 -700.00 OP

02/20/2008 DALLIN 00000016 10618478
01 FC:1461 700.00 OP

Adjustment date: 05/22/2008 CKHLOK
07/31/2007 FMETEK12 00000037 10618478
01 FC:2501 -700.00 OP

05/22/2008 CKHLOK 00000009 230830 10618478
01 FC:1501 40.00 DA 1400.00 OP

2008 FEB 19 PM 4:02



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Page 2

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OFFICE OF PETITIONS

630 FEB 19 PM 4:02

<u>Fee</u>	<u>Amount actually paid and when</u>	<u>Current Fee Amount</u>	<u>Actual deficiency owed</u>
Issue fee	\$700 on 07-26-2007	\$1,400	\$700

The Total Deficiency Owed is \$700.00

The total deficiency owed is submitted herewith. If the Office has any comments or suggestions that could place this Petition in even better form, Petitioner hereby requests that the undersigned be contacted at the below-listed number.

If there are any additional fees incurred by this Petition, please deduct them from our Deposit Account No. 23-0830.

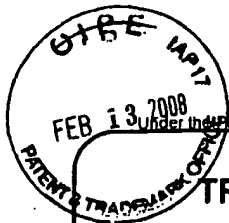
Dated:

2/6/08

Respectfully submitted,

Janine Rickman Novatt, Reg. No. 32,593

Weiss & Moy, P.C.
4204 N. Brown Avenue
Scottsdale, AZ 85251
(480)994-8888



IPR 2008

PTO/SB/21 (01-08)
Approved for use through 02/29/2008. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/618,478	RECEIVED
	Filing Date	07-11-2003	
	First Named Inventor	Keshner, et al.	FEB 21 2008
	Art Unit	1762	
	Examiner Name	Chen, Bret P.	OFFICE OF PETITIONS
Attorney Docket Number	6341P3071		
Total Number of Pages in This Submission	4		

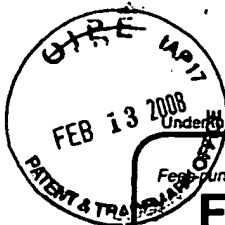
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	2008 FEB 19 PM 4:02
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Weiss & Moy, P.C.		
Signature	<i>Janine R. Novatt</i>		
Printed name	Janine Rickman Novatt		
Date	2/11/08	Reg. No.	32,593

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature	<i>Haley L. Smith</i>		
Typed or printed name	Haley L. Smith	Date	2/11/08

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PTO/SB/17 (10-07)

Approved for use through 06/30/2010. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fee pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2008

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 700.00

Complete if Known

Application Number 10/618,478

Filing Date 07-11-2003

First Named Inventor Keshner et al.

Examiner Name Chen, Bret P.

Art Unit 1762

Attorney Docket No. 6341P3071

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OFFICE OF PATENT & TRADEMARK

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):☒ Deposit Account Deposit Account Number: 23-0830 Deposit Account Name: Weiss & Moy, P.C.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	310	155	510	255	210	105	
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	105	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	210	105
Multiple dependent claims	370	185
Total Claims		
- 20 or HP =	x	=
HP = highest number of total claims paid for, if greater than 20.		
Indep. Claims		
- 3 or HP =	x	=
HP = highest number of independent claims paid for, if greater than 3.		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$260 (\$130 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = 150 = (round up to a whole number) x = Fee Paid (\$)

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Total Deficiency Owed for Correction of Small Entity Status

Fees Paid (\$)

700.00

SUBMITTED BY

Signature	<i>Janine R. Novatt</i>	Registration No. (Attorney/Agent)	32,593	Telephone	480-994-8888
Name (Print/Type)	Janine Rickman Novatt	Date	2/11/08		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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